

**KENTUCKY BOARD OF LICENSURE FOR MASSAGE THERAPY  
BOARD MEETING MINUTES  
September 19, 2011**

A regular meeting of the Kentucky Board of Licensure for Massage Therapy was held at the Office of Occupation and Professions 911 Leawood Drive, Frankfort Kentucky, on September 19, 2011.

**MEMBERS PRESENT**

Theresa Crisler, ND, Board Chair  
Denise Logsdon, LMT  
Max Maxwell, Citizen-at-Large  
Holly Barnhill, LMT  
Laurie Bond Horsford, Secretary  
Cheryl Turner, ND, Vice-Chair

**OCCUPATIONS AND PROFESSIONS STAFF**

Jeremy Horton, Deputy Executive Director  
Carolyn Benedict, Board Administrator

**OTHERS**

Eric Byrd, AMTA-KY Laws and Legislation  
Tom Hansen, NCBTMB

**MEMBERS ABSENT**

**OFFICE OF THE ATTORNEY GENERAL**

Michael West, Board Attorney

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**CALL TO ORDER**

Ms. Crisler, Board Chair, called the meeting to order at 10:18 a.m.

**MINUTES**

August 8-9, 2011 minutes were reviewed. A motion was made by Ms. Logsdon to approve the minutes, with amendments. Motion, seconded by Ms. Turner, carried unanimously.

**FINANCIAL STATEMENT**

A motion was made by Ms. Horsford to accept the financial statement ending August 31, 2011, as presented. Ms. Barnhill seconded the motion. The motion carried unanimously. Mr. Horton stated that no "other professional services" had been billed, therefore, there was no breakdown provided.

**REPORT FROM O&P**

Mr. Horton distributed material informing the Board members of the Kentucky Employees Charitable Contribution campaign. He stated that they could elect to have the funds automatically deducted from their reimbursement checks.

Mr. Horton discussed the upcoming 2012-2014 budget cycle. He asked the Board to provide an estimated cost of projects, if any, to be done during that time. It was reported that \$30,000 increase to their allotment had been requested based upon past legal fees and future needs. Mr. Horton stated that the 1.5% reduction in board expenses would carry-over into the next budget cycle as well. He wasn't aware of any other changes but stated that could change, if necessary. Board members stated that their intent to discontinue sending wallet cards would result in a decrease in expenditures as well.

**LICENSURE STATUS REPORT**

A Licensure Status Report ending August 31, 2011 and report showing licensed expired in August 2011, was presented to the Board for review. A motion was made by Ms. Logsdon to approve the report. Motion, seconded by Ms. Turner, carried unanimously.

### **CHAIRPERSON'S REPORT**

Ms. Crisler distributed memorial pamphlets from the visitation and funeral of Carmen Fowler. Ms. Fowler was a former board member and recently passed away. Ms. Crisler attended the visitation on behalf of the board.

Ms. Crisler asked for the Board's assistance in completing an information survey for the Federation of State Massage Therapy Boards. She will be attending the upcoming conference and individual state information had been requested from attendees.

Ms. Crisler is continuing to work on frequently asked questions, standard operating procedures, and the board member handbook.

### **ATTORNEY'S REPORT**

Mr. West reviewed the memorandum he had written with regard to entrapment. He stated that entrapment didn't exist in the administrative complaint process. It does, however exist in the criminal complaint process.

### **OLD BUSINESS**

Correspondence from Carlos Cordova was reviewed. It was decided that Ms. Benedict send Mr. Cordova an email reply informing him that the board did not issue advisory opinion as to whether a not a person meets requirements for licensure prior to receiving an application and this would be the final communication from the Board pending receipt of an application for licensure.

The matter of how to process or handle applications for licensing from individuals that had been previously grandfathered into licensure was discussed. Ms. Crisler stated that she would be asking the question to other state representatives that would be attending the upcoming Federation of State Massage Therapy Boards conference she would be attending.

Mr. West submitted an update to the board member handbook regarding the complaint process. Ms. Barnhill submitted an update regarding the application process.

### **NEW BUSINESS**

Email correspondence from Kally Fellers, Campus Director of Genesis Career College, was reviewed. Ms. Fellers was inquiring as to whether or not blindness would prohibit an applicant from becoming licensed. The board asked Ms. Benedict to reply back to Ms. Fellers stating that if an applicant met the requirements for licensing, blindness would not cause them to be denied.

Email correspondence from Jake Kilbride was reviewed. Mr. Kilbride was asking if the modality of Gua Sha would fall under the same category as Reflexology and would not require a license, or if it would fall under the laws and regulations governing the profession of Massage Therapy. Ms. Benedict was asked to reply back to Mr. Kilbride asking him to provide the board a brochure, explanation, description, and website references relating to Gua Sha. Further exploration into the modality would need to be made by the Board before his question could be answered.

### **COMPLAINT COMMITTEE REPORT**

The Complaint Committee met on September 19, 2011 at 8:30 a.m. at the Office of Occupations and Professions 911 Leawood Drive, Frankfort Kentucky. Ms. Turner provided the following recommendations:

2011-01 –Civil complaint filed. Ongoing.

2011-04 – Administrative Charges filed. Ongoing.

2011-05 – Cease and desist letter to be sent via certified mail. Ongoing.

2011-07 – Complaint committee recommended filing civil action seeking injunction. Ongoing

2011-09 – List of settlement parameters received from Committee. Civil action regarding unlicensed practice to be filed. Ongoing.

2011-10 – Civil action regarding advertising filed. Complaint is ongoing.

2011-12 – OIG investigation ongoing.

2011-13 – OIG investigation ongoing.

2011-14 – Dismissed.

Ms. Logsdon made a motion to approve the Complaint Committee recommendations, as presented. The motion, seconded by Ms. Horsford, carried unanimously.

### **APPLICATION COMMITTEE REPORT**

The Applications Committee met on September 13, 2011 at 10:00 a.m. at the Office of Occupations and Professions 911 Leawood Drive, Frankfort Kentucky.

#### **Initial Applications**

**Approved (35)–:** *Ashlie Ausbrooks, Monica Barnes, Wendy Bell, Chad Blackwell, Leslie Campbell, Mirado Crowe, William Dehner, II, Brittany Dillion, Eric Dodson, Jonathan Eisenhauer, Melissa Elkins, Mary Fisk, Pedro Garcia, Christine Girton, Melinda Hall, Stetson Hall, Dawn Harmon, Jennifer Harrison, Erin Hauswald, Karen Hillard, Robin Hurst, Angela Jones, Clinton Langley, Helen Lasley, Lita Linney, Nicole Mallory, Susan McQuire, Jennifer Murphy, Ashley Patterson, Derek Spencer, Christina Schlesinger, Alween Varghese, Adam Vaughan, Amanda Walker, Peter Webb*

**Approved with the right to take disciplinary action if unlicensed practice is substantiated (1) -** *Jacklyn Rogers*

**Deferred (2) –** *Kelly Abrams, Autumn Gulleman*

**Preliminary Determination of Denial (2) –** *Mary Dunn, YanRue Wang Geary*

#### **Endorsements**

**Approved –(5):** *Rose Craynon, Paul Grooms, Onalda Martinez, George Owens, Yuniexi Valients*

**Approved pending additional requirements -2:** *Michael Gadberry, Hamrawit Tsegaye*

#### **Online Renewals**

**Approved – (39):** *Trina J. Bardoner, Heather Bernard, Katherine Blevins, Maryalis Brindley, Nicole Brown, Teresa Brumfield, Diane Bryant, Jessica Buie, Tara Canova, Terri Clayton, Amy Cottrell, Amy Crecelius, Dwayne Crittendon, Brandy Crompton, Kelli Cramer, Jennifer Darcy, James Duff, Jillian Frakes, Kristen Hall, Jennifer Haywood, Susan Healy-Rogers, Alejandrina Main, Lisa Major, Kimberly Mangan, Melissa Manning, David Moman, Shellie Patterson, Rachel Payer, Peggy Regan, Penny Rump, Lida Settler, Heather Simpson-Archiabile, Kevin Taylor, Mary Thomas, Gretchen Thompson, Heidi Towns, D. Brett Underwood, Cynthana Witte, Shirl Wooten*

**Approved pending additional requirements – (1):** *Shirlene Campbell,*

**Deferred – (1):** *Michelle Hager*

**Renewals**

**Approved – (43):** *Matthew Branstetter, Jenna Carrico, Rachel Caudill, Michael Coats, Margaret Corcoran, Holly Doss, Amanda Fey, Christine Gibson, Sylvia Gordinier, Amy Harmon, Eric Hatfield, Sharon Hilton, Paula Hinton, Jean Isaacs, Deborah Kendall, Donna King, Melissa Kowalski, Polly Ann Lovell, Susan Lund, Jennifer Manning, Brandy McDowell, Young Cha Newsom, Casey Patterson, Edgar Rash, Virginia Stephens, Rosonna Taylor, Robin Waldman, Deborah Walroth, Krista Wilhelmi, Jamie Willett, Martha Wills, Collette Wilson, Cynthia Wilson, Rebecca Woods, Charles Hart, III, Mary Hieronymus, Hyong Nan Yu, Taffney Hicks*

**Approved pending additional requirements – (6):** *Genevieve First, Carla Hutchison, Connie Page, Mary Ray, Amber Stone, Pamela Trenkamp*

**Approved request for inactive status:** *Virginia Gilpin, Donna Rion, Kamala Risk, Stephanie Tackett, Mary Turner*

**Preliminary determination of denial – (1):** *Amy Lack*

Ms. Turner moved to accept the report from the applications Committee. The motion, seconded by Ms. Logsdon, carried unanimously.

Regarding the application for licensure of Robin Hurst, Ms. Barnhill recused herself and left the room during the discussion and vote. Ms. Horsford made a motion that application for licensure be approved. The motion, seconded by Ms. Turner, carried unanimously.

Regarding the application for licensure of Jacklyn Rogers, Ms. Logsdon made a motion that the application for licensure be approved but that the Board reserved the right to take disciplinary action if unlicensed practice is substantiated. The motion, seconded by Ms. Turner, carried unanimously.

Regarding the application for licensure of Mary Dunn, Ms. Logsdon made a motion that the application for licensure be preliminarily denied due to the fact that the program of study appeared not to meet the requirements for licensure as required by law. Ms. Logsdon made a motion that Mr. West send a letter to the school and that Ms. Benedict send a letter of preliminary denial to the applicant informing them of the matter. The motion, seconded by Ms. Turner, carried unanimously.

Ms. Logsdon also made a motion that Ms. Barnhill write a letter to all schools in Good Standing informing them of the need to renew their standing and to make certain that their program was meeting the current requirements for licensure as required by law. Ms. Turner seconded the motion. The motion carried.

Regarding the application for licensure of YanRu Geary, Ms. Logsdon made a motion that the application for licensure be preliminarily denied based upon the face that the program of study was not from a massage therapy training program currently approved by the board. Ms. Horsford seconded the motion. The motion carried.

Ms. Barnhill reminded the Board that after December she would no longer be serving on the application review committee. She stated that she would be more than happy to begin training new committee members during the October, November and December application committee meetings.

**TRAVEL AND PER DIEM**

Ms. Turner made a motion to approve the travel and per diem for members attending today's meeting. The motion, seconded by Ms. Logsdon, carried unanimously.

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**ADJOURN**

With no further business to be brought before the board Ms. Turner made a motion that the meeting be adjourned at 1:13 p.m. on Monday, September 19, 2011. The motion, seconded by Ms. Horsford, carried unanimously.

Minutes prepared by  
Carolyn Benedict  
September 26, 2011

Approved  
October 17, 2011